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PATENT Attorney Reference Number 4239-67021-06

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Klinman et al.

Application No. 10/533,634

Filed: April 29, 2005 Confirmation No. 5041

For: METHOD OF PREVENTING INFECTIONS

FROM BIOTERRORISM AGENTS WITH

IMMUNOSTIMULATORY CPG

OLIGONUCLEOTIDES

Examiner: not yet assigned

Art Unit: 1648

Attorney Reference No. 4239-67021-06

COMMISSIONER FOR PATENTS P.O. BOX 1450 ALEXANDRIA, VA 22313-1450

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney or Agent for Applicant(s)____

Date Mailed March 1, 2007

TRANSMITTAL LETTER

Enclosed for filing in the application referenced above are the following:

- Supplemental Information Disclosure Statement
 Form 1449 and references cited thereon
- ☐ International Search Report for PCT application PCT/US03/34523

By

- The Director is hereby authorized to charge any additional fees that may be required, or credit over-payment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
- Please return the enclosed postcard to confirm that the items listed above have been received.

Respectfully submitted,

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cc: Docketing

Susan Alpert Siegel, Ph.D. Registration No. 43,121

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 C.F.R. § 1.97(b)(3)

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Listed on the accompanying form PTO-1449 and enclosed herewith are several English-language documents. Applicants respectfully request that these documents be listed as references cited on the issued patent. Also enclosed is a copy of the International Search Report issued in the corresponding PCT application PCT/US03/34523.

Applicants are filing this Information Disclosure Statement ("IDS") before the mailing date of a first Office action on the merits. As a result, no fee should be required to file this IDS. However, if the Patent Office determines that a fee is required for Applicants to file this IDS, deposit account authority is provided on the accompanying transmittal letter.

The filing of this IDS shall not be construed to be an admission that the information cited in the statement is, or is considered to be, prior art or otherwise material to patentability as defined in 37 C.F.R. §1.56.

Respectfully submitted,

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Susan Alpert Siegel, Ph.D.

Registration No. 43,121

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT

| Attorney Docket Number | 4239-67021-06 | |
|------------------------|------------------|--|
| Application Number | 10/533,634 | |
| Filing Date | April 29, 2005 | |
| First Named Inventor | Ivins | |
| Art Unit | 1648 | |
| Examiner Name | not yet assigned | |

| 10 | <i></i> | | Examiner Name | not yet assigned |
|----------------------------|-------------------------|---|---------------|------------------|
| Examiner's Initial PACE | neite No. (optional) | OTHER DOCUMENTS | | |
| | | Klinman, "CpG oligonucleotides accelerate and boost the immune response elicited by | | |
| | | AVA, the licensed anthrax vaccine," Expert Rev. Vaccines 5(3):365-369, 2006 | | |
| | | Klinman et al., "Use of CpG oligodeoxynucleotides as immune adjuvants," | | |
| | <u> </u> | Immunological Reviews 199:201-216 | 5, 2004 | |
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^{*} Examiner: Initial if reference considered, whether or not in conformance with MPEP 609. Draw line through cite if not in conformance and not considered. Include copy of this form with next communication to applicant.